



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MAR 11 2004

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Steven J. Durham
2550 Hill Circle
Colorado Springs, CO 80904

RE: MUR 5251

Dear Mr. Durham:

This is in reference to the complaint you filed with the Federal Election Commission on March 19, 2002, concerning Joe Rogers and the Friends of Joe Rogers Exploratory Committee. On March 1, 2004, the Commission found that on the basis of information provided in your complaint, responses to the complaint, and information available to the public that there was reason to believe Joe Rogers violated 2 U.S.C. § 432(e)(1), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"), and admonished him for this violation. The Commission also found that there was reason to believe the Friends of Joe Rogers Exploratory Committee, now known as Friends of Joe Rogers, and Angela Wilhite, as treasurer, violated 2 U.S.C. § 433(a), and admonished the committee and its treasurer for this violation. However, after considering the circumstances of this matter, the Commission determined to take no further action against Joe Rogers and Friends of Joe Rogers Exploratory Committee, now known as Friends of Joe Rogers, and Angela Wilhite, as treasurer.

In addition, the Commission found no reason to believe that Joe Rogers violated 2 U.S.C. § 441a(f); Friends of Joe Rogers Exploratory Committee, now known as Friends of Joe Rogers, and Angela Wilhite, as treasurer, violated 2 U.S.C. §§ 434(b) and 441a(f); the State of Colorado violated 2 U.S.C. § 441a(a); and Wells Fargo Corporation violated 2 U.S.C. § 441b(a). Accordingly, the Commission closed the file in this matter on March 1, 2004.

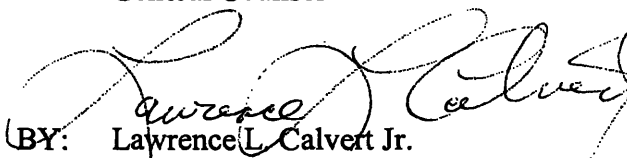
Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report is enclosed for your information.

The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8).

If you have any questions, please contact Margaret Toalson, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

Lawrence H. Norton
General Counsel

BY: 
Lawrence L. Calvert Jr.
Deputy Associate General Counsel
for Enforcement

Enclosure
General Counsel's Report

24.04.403.2247